IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.225 OF 2006

IN

SUMMARY SUIT NO.1061 OF 2006

Mrs.Tehmina F. Safri and another. ...Plaintiffs

vs.

Mr.Bimal Hiralal Manek ...Defendant.

Ms.D.S.Retiwala, for Plaintiffs.

None for Defendant.

CORAM: D.K.DESHMUKH,J.

DATED: 14th August, 2006.

P.C.:-

1. The learned Counsel appearing for plaintiffs states that the defendant is served. He undertakes to file affidavit of service. The defendant is not appearing. The defendant has not filed any application for leave to defend the suit within the

time fixed by the provisions of Order 37 of the Civil Procedure Code. Therefore, in terms of the provisions of Order 37 of C.P.C. the plaintiffs are entitled to a decree.

2. Heard the learned Counsel appearing for plaintiffs. Perused the record. The summons for judgment is granted. The suit is decreed in terms of prayer clause of the suit. Refund of court fees as per rules.